

REMARKS

Initially, the applicants would like to thank the examiner for the courtesies extended to the undersigned during the interview of 23 July 2009. During the interview, proposed amendments for overcoming the outstanding rejection were discussed. The undersigned and the examiner agreed that the above amendment would overcome the outstanding rejection and would be entered if presented as an after-final amendment. The above amendment and following remarks reflect the substance of the interview.

In addition to the amendment discussed during the interview, claim 102 has been amended to add proper antecedent basis to “file layout”.

The examiner has requested that the applicants submit a copy of an English translation of the non-English language provisional applications 60/413,153. Applicants point out that an English translation and a statement that the translation was accurate were filed on 21 November 2002 (See Exhibit 2). However, in order to further prosecution, another copy of the statement and translation were filed in the provisional application 60/413,153 on 7 August 2009. Exhibit 1 is attached to show confirmation that the statement and translation were filed. Further, a copy of the statement and translation (Exhibit 2) is attached to the present amendment.

Claims 87, 89-96, 98-100 and 102 are currently pending. Claims 96 and 98-100 were allowed. For the reasons discussed below, claims 87, 89-95 and 102 should be in condition for allowance.

Claims 87, 89-95 and 102 were rejected under 35 U.S.C. 112, first paragraph as failing to comply with the written description requirement. Particularly, the examiner has asserted that the

specification does not indicate “information indicating a file layout”. For the reasons discussed below, these claims, as amended, are now in condition for allowance.

Claim 87 has been amended to eliminate recitation of the “information.” Particularly, claim 87 has been amended to recite *inter alia* that the virtual package is generated by replacing a file included in the optical disc with a corresponding file that is (i) contained in the package area and (ii) accessed by a same file name as that used to access the corresponding file included in the optical disc.

Particularly, as described on pg. 93, when a BD-ROM has been loaded onto the playback apparatus 200, the module manager 26 reads a volume label from the BD-ROM and specifies, out of a plurality of directories in the local HD 12, a directory that matches the read volume label to obtain an update kit. A virtual package constituted with update kits is managed by the package unification information (INFO.BD). The INFO.BD, as shown in FIG. 53, includes PLList, which includes entry information for each Playlist.

As shown in FIG. 54 (step S61), the latest version of INFO.BD is also read from directory in HD. As shown in FIG. 56 and discussed on pgs. 102-103, the virtual package is generated by reading the file INFO.BD from the disc and performing file replacement to replace a file 002.PL with a corresponding file.

Therefore, because claim 87, as amended, recites subject matter which is described in the specification in such a way as to reasonably convey to one skilled in the art that the inventors, at the time the application was filed, has possession of the claimed invention, the rejection of claim 87, as well as dependent claims 89-95 and 102 under 35 U.S.C. 112, first paragraph, should be withdrawn.

The indication of allowable subject matter in claims 96 and 98-100 is acknowledged and appreciated.

In view of the foregoing, the applicants submit that this application is in condition for allowance. A timely notice to that effect is respectfully requested. If questions relating to patentability remain, the examiner is invited to contact the undersigned by telephone.

Respectfully submitted,

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